## Case 08-11931 Doc 1 Filed 05/09/08 Entered 05/09/08 19:12:27 Desc Main Document Page 1 of 42 Voluntary Petition Northern District of Illinois Eastern Division

Voluntary Petition
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										•		
Name of Debtor (if individual, enter Last, First, Middle):							Name of Joint Debtor (Spouse) (Last, First, Middle)					
	В	Barraza,	Gena	ro			Horrall, Rosanne					
All Other Names u and trade names):		ebtor in the last	8 years; (inclu	ude married, m	naiden		All Other Names used by the Joint Debtor in the last 8 years; (include married, maiden and trade names):					
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)* Subject to Fed R. Bankr.P.9037. See note below.  ***-**-5338							Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) * Subject to Fed R. Bankr.P.9037. See note below.  ***-**-6305					
Street Address of Debtor (No. & Street, City, and State):							Address of Joint	Debtor (No. & S	Street, City, and	State):		
6795 Slate	Dr.					679	5 Slate D	•				
Carpentersville IL 60110							pentersvi				60110	
County of Residence or of the Principal Place of Business:							of Residence or	of the Principal	I Place of Busine	ess:		
		KA	NE						KANE			
Mailing Address of	f Debtor (if dif	fferent from stree	et address)			Mailing	Address of Join	t Debtor (if diffe	rent from street	address):		
Location of Princip	oal Assets of I	Business Debtor	(if different fr	om street add	ress above):							
	tor (Form of C	Organization)		Nature of Bu			Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box)					
Individual See Exhibi	(includes Joi	int Debtors) of this form		Care Busines Asset Real E			Chapter 7					
☐ Corporati	on (includes	LLC & LLP)	define	d in 11 U.S.C		l _	☐ Chapter 9 of a Foreign Main Proceeding ☐ Chapter 11					
☐ Partnersh	in		Railro			ı —	☐ Chapter 12 ☐ Chapter 15 Petition for Recognition					
_	debtor is not o	one of the	I ····	nodity Broker			Chapter 13 of a Foreign Nonmain Proceeding					
	tities, check t		☐ Cleari	ng Bank				Nature	of Debts (Check	one Box)		
and state	type of entity	/ below.)	☐ Other			<u> </u>	■ Debts are primarily consumer □ Debts are primarily business					
			l .	Tax-Exempt (Check box, if ap		I	debts, defined in 11 U.S.C. \$ 101(8) as "incurred by an					
			☐ Debto	r is a tax-exem	npt		individual primarily for a personal, family, or household					
				zation under T I States Code			rsonai, ramily, oi rpose."	nousenoid				
			Rever	ue Code).								
		Filing Fee (Ch	neck one box)			Check	one box	CI	hapter 11 Debto	ors		
Filing Fee atta	ched						<b>I</b> Ξ					
☐ Filing Fee to b	e paid in insta	allments (applica	able in individ	uals only). Mus	st attach	I —						
signed applica	tion for the co	ourt's considerati installments. Ru	ion certifying	that the debtor	is		Check if:  ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee way	vier requested	d (applicable to c	hapter 7 indiv	viduals only). N	/lust	Check	Check all applicable boxes:					
attach signed	application fo	or the court's con	sideration. Se	ee Official Forr	n 3B.		A plan is being filed with this petition.					
							cceptances of the	ne plan were sol	licited prepetition	n from one of r	more classes	
Statistical/Admin										This space	ce is for court use only	
	ites that, after	s will be available r any exempt pro ion to unsecured	perty is exclu			enses paid, the	ere will be no					
Estimated Number of		П	П		П		П	П	П			
1-	<b>□</b> 50-	<b>1</b> 00-	200-	<b>1</b> ,000-	<b>5</b> ,001-	10,001	<b>1</b> 25,001	<b>5</b> 0,001	Over			
49 Estimated Assets	99	199	999	5,000	10,000	25,000	50,000	100,000	100,000			
\$0 to	\$50,001to	\$100,001 to	\$500,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	More than			
\$50,000	\$100,000	\$500,000	to \$1	to \$10	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion			
Estimated Liabilities	·	•	million	million	million	million	million					
\$0 to	\$50,001to	\$100,001 to	\$500,001	\$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	More than			
\$50,000	\$100,000	\$500,000	to \$1	to \$10	to \$50	to \$100	to \$500	to \$1billion	\$1 billion			

Ca	se 08-11931 Doc 1 Filed 05/09/08		2:27 Desc Main				
-	Voluntary Petition Document	Nanager Dedica(&)					
Ir	is page must be completed and filed in every case)		za, Genaro Inne Horrall				
		Nosa	illie Horrali				
Location Where Filed:		Years (if more than two, attach additional sheet Case Number:	) Date Filed:				
None		Case Number.	Date Filed.				
None							
Name of Dahtan	Pending Bankruptcy Case Filed by any Spouse, Partner, or A	T .					
Name of Debtor:		Case Number:	Date Filed:				
District:		Relationship:	ludge:				
District.		Relationship.	Judge:				
Exhibit A  To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q with the Securities and Exchange Commission pursuant to Section 13 or 15 (d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, decrease in the proof of the petitioner that (he or she) may proceed unchapter 7, 11, 12 or 13 of title 11, United States Code, and if explained the relief available under each such chapter. I further central that I have delivered to the debtor the notice required by 11 USC §  Is Mark E Levine							
l		Mark E Levine	Dated: 04/28/2008				
_	the debtor own or have possession of any property that poses or is alleged.  Exhibit C is attached and made a part of this petition.	ibit C ed to pose a threat of imminent and identifiable ha	arm to public health or safety?				
If this is a j	Exh  (To be completed by every individual debtor. If a joint petition is file completed and signed by the debtor is attached and made a part of this point petition: also completed and signed by the joint debtor is attached and made a part of this point petition:	petition.	arate Exhibit D.)				
	_	ng the Debtor - Venue					
•	(Check the A Debtor has been domiciled or has had a residence, principal pl 180 days immediately preceding the date of this petition or for	lace of business, or principal assets in this					
	There is a bankruptcy case concerning debtor's affiliate, gener	ral partner, or partnership pending in this Di	strict.				
Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.							
	Certification by a Debtor Who Reside	es as a Tenant of Residential Pro	perty				
	Landlord has a judgment against the debtor for possession of		ete the				
	following.)  (Name of landlord that obtained judgment)						
	(Address of Landlord)						
	Debtor claims that under applicable nonbankruptcy law, there a permitted to cure the entire monetary default that gave rise to the second seco						
	possession was entered, and						
	Debtor has included in this petition the deposit with the court of	f any rent that would become due during the	e 30-day				
	period after the filing of the petition.  Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))						



**Voluntary Petition** 

Document

Nate of 300 ft 4 2btor(s)

This page must be completed and filed in every case)

Barraza, Genaro **Rosanne Horrall** 

## **Signatures**

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

/s/ Genaro Barraza

Genaro Barraza

04/15/2008 Dated:

/s/ Rosanne Horrall

**Rosanne Horrall** 

Dated: 04/15/2008

## Signature of Attorney

/s/ Mark E Levine

Signature of Attorney for Debtor(s)

## Mark E Levine

Printed Name of Attorney & Bar Number

Bar No: 6239485

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH) 312.332.6354 (FAX)

Dated: 04/28/2008

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is

#### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order

Signature of Foreign Representative

Date:

Printed Name of Foreign Representative

## << Sign & Date on Those Lines

## << Sign & Date on Those Lines

### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h). and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)

#### Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

## **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

		Genaro Barraza	Here
Dated:	04/15/2008	/s/ Genaro Barraza	Sign & Date
I certify un	der penalty of perjury that	the information provided above is true and correct.	
does r	<ol><li>The United States trustee or bar not apply in this district.</li></ol>	nkruptcy administrator has determined that the credit counseling requirement of 11 U.S.C.	§ 109(h)
	Active military duty in a military	y combat zone.	
partici	, i	C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort in person, by telephone, or through the Internet.);	, to
of real		S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be in with respect to financial responsibilities.);	ncapable
by a m	4. I am not required to receive a crotion for determination by the court	redit counseling briefing because of: [Check the applicable statement.] [Must be accompa t.]	anied
credit provid deadli period	counseling briefing within the first 30 ed the briefing, together with a copy ne can be granted only for cause an . Failure to fulfill these requirement	ons stated in your motion, it will send you an order approving your request. You must still 0 days after you file your bankruptcy case and promptly file a certificate from the agency the yof any debt management plan developed through the agency. Any extension of the 30-d and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-d ts may result in dismissal of your case. If the court is not satisfied with your reasons for filic credit counseling briefing, your case may be dismissed.	nat ay day
•	from the time I made my request, and file my bankruptcy case now. [M	counseling services from an approved agency but was unable to obtain the services during nd the following exigent circumstances merit a temporary waiver of the credit counseling refuse the accompanied by a motion for determination by the court.] [Summarize exigent circumstance]	equirement
perfo a cop	d States trustee or bankruptcy admi rming a related budget analysis, but	e filing of my bankruptcy case, I received a briefing from a credit counseling agency approviministrator that outlined the opportunties for available credit counseling and assisted me in it I do not have a certificate from the agency describing the services provided to me. You rescribing the services provided to you and a copy of any debt repayment plan developed to bur bankruptcy case is filed.	must file
perfo	d States trustee or bankruptcy admi rming a related budget analysis, and	e filing of my bankruptcy case, I received a briefing from a credit counseling agency approving inistrator that outlined the opportunties for available credit counseling and assisted me in d I have a certificate from the agency describing the services provided to me. Attach a column plan developed through the agency.	•
	1 VVIIII Ine 180 days before the	e tiling of my pankrupicy case. I received a prieting from a credit counseling agency approv	ed by the

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## UNITED STATES BANKÄUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

		Rosanne Horrall	nere
Dated:	04/15/2008	/s/ Rosanne Horrall	Sign & Date Here
I certify u	nder penalty of perjury that	the information provided above is true and correct.	
does	<ol><li>The United States trustee or ban not apply in this district.</li></ol>	nkruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109	9(h)
	Active military duty in a military	v combat zone.	
partic	• •	C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to n person, by telephone, or through the Internet.);	
of rea		.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapat with respect to financial responsibilities.);	ble
by a n	4. I am not required to receive a crenotion for determination by the court.	edit counseling briefing because of: [Check the applicable statement.] [Must be accompanied.]	
providead perio	t counseling briefing within the first 30 ded the briefing, together with a copy line can be granted only for cause an d. Failure to fulfill these requirement	ons stated in your motion, it will send you an order approving your request. You must still obtain 0 days after you file your bankruptcy case and promptly file a certificate from the agency that of any debt management plan developed through the agency. Any extension of the 30-day and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day are result in dismissal of your case. If the court is not satisfied with your reasons for filing your case may be dismissed.	
	s from the time I made my request, an can file my bankruptcy case now. [M	counseling services from an approved agency but was unable to obtain the services during the find the following exigent circumstances merit a temporary waiver of the credit counseling require flust be accompanied by a motion for determination by the court.] [Summarize exigent circumstance of the court.]	ment
perfe a co	ed States trustee or bankruptcy admi orming a related budget analysis, but	e filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by inistrator that outlined the opportunties for available credit counseling and assisted me in t I do not have a certificate from the agency describing the services provided to me. You must fescribing the services provided to you and a copy of any debt repayment plan developed througour bankruptcy case is filed.	ile
perfo	ed States trustee or bankruptcy admi orming a related budget analysis, and	filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by inistrator that outlined the opportunties for available credit counseling and assisted me in d I have a certificate from the agency describing the services provided to me. Attach a copy of the nent plan developed through the agency.	

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Mark E Levine

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid or promised by the Debtor(s), to the undersigned, is as follows:

For legal services, Debtor(s) agrees to pay and I have agreed to accept

\$2,500

Prior to the filing of this Statement, Debtor(s) has paid and I have received

\$2,500

The Filing Fee has been paid.

**Balance Due** 

\$0

2. The source of the compensation paid to me was:

Debtor	S

	Other:	(enacifi
'	Ouitei.	(SDECITY

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s)

Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- 4. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- 6. By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does NOT include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 04/28/2008

/s/ Mark E Levine

Attorney Name: Mark E Levine
LAW OFFICES OF PETER FRANCIS GERACI
55 E. Monroe Street #3400
Chicago IL 60603

312.332.1800 (PH) 312.332.6354 (FAX)

Bar No: 6239485

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W, " "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Residence) ((SURRENDER))	Fee Simple	Н	\$ 210,000	\$ 223,868

**Total Market Value of Real Property** 

(Report also on Summary of Schedules)

\$210,000.00



## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

## **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or quardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property		A A A	Debtor's Property Deduc	Value of Interest in Without ting Any Claim or
01. Cash on Hand	X					
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		Charter One checking account #xxxxx0607.		н	\$	68
03. Security Deposits with public utilities, telephone companies, landlords and others.	X					
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, big/flat screen tv, DVD player, VCR, stereo, camera/videogames, computer, sofa, loveseat, vacuum, table, chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware, exercise equipment, bbq grill, tools		J	\$	2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures		J	\$	100
06. Wearing Apparel		Necessary wearing apparel.		J	\$	100
07. Furs and jewelry.		Earrings, watches, costume jewelry		J	\$	50
08. Firearms and sports, photographic, and other hobby equipment.		Handguns: .9mm Beretta, Smith & Wesson .357 Revolver		н	\$	200
PFG Record # 344567	NİN MI		Fo	rm B6	B (10/05)	Page 1 of 3

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

	SCH	EDULE B - PERSONAL PROPERTY		
Type of Property	N O N E	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X			
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X			
13. Stocks and interests in incorporated and unincorporated businesses.	X			
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable	X			
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X			
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.				
		Federal stimulus check issued from the US Department of Treasury		\$ 1,200
22. Patents, copyrights and other intellectual property. Give particulars.	X			
23. Licenses, franchises and other general intangibles.	X			
DEO D		 	Form R6	B (10/05) Page 2 of

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

SCHEDULE B - PERSONAL PROPERTY						
Type of Property		Description and Location of Property		Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or		
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X					
25. Autos, Truck, Trailers and other vehicles and accessories.						
		BOA - 2005 Nissan Altima (over 30,000 miles)	w	\$ 11,000		
26. Boats, motors and accessories.	Х					
27. Aircraft and accessories.	X					
28. Office equipment, furnishings, and supplies.	Х					
29. Machinery, fixtures, equipment, and supplie used in business.	X					
30. Inventory	х					
31. Animals						
		Family Pets/Animals: 2 Dogs	J	none		
32. Crops-Growing or Harvested. Give particulars.	X					
33. Farming equipment and implements.	X					
34. Farm supplies, chemicals, and feed.	X					
35. Other personal property of any kind not already listed. Itemize.	X					
		Total (Report also on Summary of Schedules)		\$14,718		

PFG Record #

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Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

SCHEDULE C - PROPERTY CLAIMED EXEMPT							
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)	Check if debtor claims a homestead exemption that exceeds \$136,875						

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Residence) ((SURRENDER))	735 ILCS 5/12-901	\$ 30,000	\$ 210,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
Charter One checking account #xxxxx0607.	735 ILCS 5/12-1001(b)	\$ 68	\$ 68
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, big/flat screen tv, DVD player, VCR, stereo, camera/videogames, computer, sofa, loveseat, vacuum, table, chairs, lamps, entertainment center, bedroom sets, washer/dryer, stove, refrigerator, microwave, pots/pans, dishes/flatware, exercise equipment, bbq grill, tools	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin,			
record, tape, compact disc, and other collections or collectibles.  Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 100	\$ 100
07. Furs and jewelry.			
Earrings, watches, costume jewelry	735 ILCS 5/12-1001(b)	\$ 50	\$ 50
08. Firearms and sports, photographic, and other hobby equipment.			
Handguns: .9mm Beretta, Smith & Wesson .357 Revolver	735 ILCS 5/12-1001(b)	\$ 200	\$ 200
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims.  Give estimated value of each.			

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Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

SCHEDULE C - PROPE	RTY CLAIMED EXEMP	Т	
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)	Check if debtor clare that exceeds \$136		d exemption
Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
Federal stimulus check issued from the US Department of Treasury	735 ILCS 5/12-1001(b)	\$ 1,200	\$ 1,200
25. Autos, Truck, Trailers and other vehicles and accessories.  BOA - 2005 Nissan Altima (over 30,000 miles)	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 11,000
PFG Record # 344567	 	Form B6C (10/	D5) Page 2 of 2

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

	Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C A M	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1	America's Servicing Co./ASC Bankruptcy Department PO Box 37297 Baltimore MD 21297 Acct No.: 1205 0785 55		Н	Dates: Nature of Lien: Mortgage Market Value: \$ 210,000 Intention: Surrender *Description: 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Residence) ((SURRENDER))				\$ 176,696	\$ 0
2	Bank of America Bankruptcy Department PO Box 538625 Atlanta GA 30353 Acct No.: 6301 0016 3079 48		w	Dates: 03/2008  Nature of Lien: Lien on Vehicle - PMSI  Market Value: \$ 11,000  Intention: Reaffirm 524 (c)  *Description: BOA - 2005 Nissan Altima (over 30,000 miles)				\$ 16,300	\$ 5,300
3	County Clerk of Kane County Kane County Courthouse 719 S. Batavia Geneva IL 60134 Acct No.: 03 02 276 024		Н	Dates: 2007 Nature of Lien: Property Taxes Market Value: \$ 210,000 Intention: Surrender *Description: 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Residence) ((SURRENDER))				\$ 2,868	\$ 0
4	Green Point Mortgage Attn: Bankruptcy Dept. PO Box 1093 Branford CT 06405 Acct No.: 0084 7550 66			Dates: Nature of Lien: Mortgage - Second Market Value: \$ 210,000 Intention: Surrender *Description: 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Residence) ((SURRENDER))				\$ 44,304	\$ 0

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## **UNITED STATES BANKRUPTCY COURT** NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

**Creditor's Name and Mailing Address Including Zip and Account Number** (See Instructions Above)

Codebtor W J С

\* Date Claim was Incured \* Nature of Lien \*Value of Property Subject to Lien \*Description of Property

Amount of Claim Without Deducting Value of

Unsecured Portion, If Any

**Total** 

\$ 240,168

\$ 5,300

(Report also on Summary of Schedules.)

(if applicatble, report also on . Statistical Summary of Certain Liabilities and Related Data.)

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	ES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

<sup>\*</sup> Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C H M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
1	American Express Bankruptcy Department PO Box 981540 EI Paso TX 79998 Acct #: 3713 180510 12000		Н	Dates: 2004-2007 Reason: Credit Card or Credit Use				\$ 16,700

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

GC Services
Bankruptcy Department
6330 Gulfton
Houston TX 77081

2	American Express Bankruptcy Department Box 981540 El Paso TX 79998	w	Dates: Reason:	2007-2008 Credit Card or Credit Use		\$ 2,200
	Acct #: 3725 797874 01002					

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

	SCHEDULE F - CREDITOR	RS	НО	LDING UNSECURED NON-PRIOR	RIT	Y C	LA	IMS
	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
3	American General Attn: Bankruptcy Dept. 575 N. Mclean Blvd Elgin IL 60123 Acct #: 0688 5008		Н	Dates: 2007-2008 Reason: Personal Loan				\$ 3,500
4	American Honda Finance Corp.  Bankruptcy Department PO Box 5308  Elgin IL 60121-5308  Acct #: 1002 36673			Dates: 2007 Reason: Deficiency, Repo'd/Surr'd Auto				\$ 2,200
5	Ashley Home Furnishing Store Attn: Bankruptcy Dept. PO Box 3212 Evansville IN 47731 Acct #: 0020 0109 6462 8492 214		Н	Dates: 2006-2008 Reason: Credit Card or Credit Use				\$ 3,000
6	AT&T Universal Card Bankruptcy Department PO Box 183037 Columbus OH 43218 Acct #: 5491 1303 9454 1247		w	Dates: 2001-2002 Reason: Credit Card or Credit Use				\$ 14,000
7	Bank of America/MBNA Bankruptcy Department PO Box 15019 Wilmington DE 19886 Acct #: 5490 9946 9692 0313		Н	Dates: 2004-2007 Reason: Credit Card or Credit Use				\$ 4,900
8	Bank of America/MBNA Bankruptcy Department PO Box 15026 Wilmington DE 19850 Acct #: 4313 5170 1965 4034		w	Dates: 2008 Reason: Credit Card or Credit Use				\$ 10,000

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A M	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
9	Blue Cross Blue Shield Attn: Bankruptcy Department PO Box 805107 Chicago IL 60680		Н	Dates: 2007 Reason: Credit Card or Credit Use				\$ 5,400
	Acct #: 5338							

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

DNL Health Care Services Bankruptcy Dept 2350 E. Devon Ste 213 Des Plaines IL 60018

10	Capital One Bankruptcy Department PO Box 30285 Salt Lake City UT 84130 Acct #: 4121 7416 4695 4177	Н	Dates: Reason:	2004-2007 Credit Card or Credit Use	\$ 7,200
11	Capital One Bankruptcy Department PO Box 105131 Atlanta GA 30348 Acct #: 5601 0031 1225 6723	w	Dates: Reason:	2007 Credit Card or Credit Use	\$ 29,400
12	Care Credit/GEMB  Bankruptcy Department  Box 960061  Orlando FL 32896  Acct #: 6019 1823 0541 5426	w	Dates: Reason:	2006-2007 Credit Card or Credit Use	\$ 2,800
13	Chase Bankruptcy Department PO Box 15153 Wilmington DE 19886 Acct #: 4147 2020 2077 5068	Н	Dates: Reason:	2006-2007 Credit Card or Credit Use	\$ 11,900

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

SCHEDULE F - CREDITO	RS	НО	LDING UNSECURED NON-PRIOF	YIT	Y (	CLA	AIMS
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	A A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
14 <u>Citibank</u> Bankruptcy Department PO Box 6500 Sioux Falls SD 57117 Acct #: 5424 1806 2752 5881		Н	Dates: 2007-2008 Reason: Credit Card or Credit Use				\$ 5,900
15 <u>Citibank</u> Bankruptcy Department PO Box 6500 Columbus OH 57117 Acct #: 5424 1805 1777 1207		w	Dates: 2000-2006 Reason: Credit Card or Credit Use				\$ 13,500
16 Fernando Barraza Attn: Bankruptcy Dept. 331 N. Central Ave. Wood Dale IL 60191 Acct #: 5338		Н	Dates: 2007 Reason: Personal Loan				\$ 2,400
17 Great Lakes Bankruptcy Dept. 2401 International Lane Madison WI 53704 Acct #: 9373 9302 4000000		w	Dates: 2006 Reason: Loan or Tuition for Education				\$ 25,100
18 Honda Financial Services  Bankruptcy Department PO Box 5308 Elgin IL 60121-5308  Acct #: 1002 36673		Н	Dates: 2007 Reason: Deficiency, Repo'd/Surr'd Auto				\$ 5,000

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Secretary of State Attn: Safety & Financial Resp 2701 S. Dirksen Pkwy. Springfield IL 62723



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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

	SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
	Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
19	Lilia McCalister Attn: Bankruptcy Dept. 953 Ridgefield Ln Wheeling IL 60090 Acct #: 6305		w	Dates: 2005 Reason: Personal Loan				\$ 14,000
20	Sears Bankruptcy Department PO Box 6283 Sioux Falls SD 57117 Acct #: 5049 9413 7483 0435		Н	Dates: 2006-2007 Reason: Credit Card or Credit Use				\$ 700

**Total Amount of Unsecured Claims** 

\$ 179,800.00

(Report also on Summary of Schedules)



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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract.

**Description of Contract or Lease and Nature of Debtor's** Interest. State whether Lease is for Non-Residential Real **Property. State Contract Number or** Any Government Contract.

[x] None



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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

Name and Address of CoDebtor	Name and Address of the Creditor
[x] None	



## UNITED STATTES BARREUPT ( 4 COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Mark E Levine

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBTOR AND SPOUSE ~ RELATIONSHIP AND AGE				
Status: Married	None, , , ,				
	DEBTOR EMPLOYMENT	DEBTOR EMPLOYMENT SPOUSE EMPLOYMENT			
Occupation:	Mortgage Consultant Consultant				
Name of Employer:	AmeriBanc Financial Corp. Arbonne International				
Years Employed	1 year 1 year				
Employer Address:	307 W. Main St. Ste 200 6795 Slate Drive				
City, State, Zip	West Dundee, IL 60118	Carpentersville, IL 60110			

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
1. Monthly Gross Wages, Salary, and commissions	\$ 2,419.63	\$ 75.00
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 2,419.63	\$ 75.00
4. LESS PAYROLL DEDUCTIONS		
a. Payroll Taxes and Social Security	\$ 483.71	\$ 0.00
b. Insurance	\$ 0.00	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify)	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 483.71	\$ 0.00
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 1,935.92	\$ 75.00
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
3. Income from real property	\$ 0.00	\$ 0.00
9. Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor	\$ 0.00	\$ 0.00
for the debtor's use or that of dependents listed above.		\$ 0.00
11. Social Security or government assistance (Specify)	\$ 0.00	
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income (Specify:) & & &	\$ 0.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 1,935.92	\$ 75.00
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromline 15;	\$ 2,010	0.92
there is only one debtor repeat total reported on line 15.)		

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

Record #: 344567

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED STATTES BARREUT T C 4 COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re Bankruptcy Docket #: Genaro Barraza and Rosanne Horrall, Debtors Attorney for Debtor: Mark E Levine SCHEDULE J - CURRENT EXPENSES OF INDIVIDUAL DEBTOR(S) Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. Check box if joint petition is filed & debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse". 1. Rent or home mortgage payment (include lot rented for mobile home) \$ a. Real Estate taxes included? [] Yes [x] No b. Property insurance included? [] Yes [x] No \$ 175.00 2. Utilities: a. Electricity and Heating Fuel b. Water, Sewer, Garbage \$50.00 c. Cellphone, Internet \$ 150.00 d. Other **Home Phone and Cable Television** \$ -\$ -3. Home Maintenance (repairs and upkeep) 4. Food \$300.00 5. Clothing 6. Laundry and Dry Cleaning \$ -7. Medical and Dental Expenses \$ 245.00 8. Transportation (not including car payments) Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train 9. Recreation, Clubs and Entertainment, Newspapers, Magazines, etc. 10. Charitable Contributions \$ -11. Insurance (not deducted from wages or included in home mortgage payments) \$ a. Homeowner's or Renter's b. Life c. Health d. Auto \$ 100.00 e. Other \$-12. Taxes (not deducted from wages or included in home mortgage payments) \$ -Federal or State Tax Repayments, Real Estate Taxes (Specify) 13. Installment Payments: (In Chapter 11, 12, and 13 cases, do not list payments to be included in plan) \$836.00 a. Auto b. Reaffirmation Payments \$ c. Other \$-14. Alimony, maintenance and support paid to others 15. Payments for support of additional dependents not living at your home \$-16. Regular expenses from operation of business, profession, or farm (attach detailed statement) \$ -17. Other: Newspaper/Mags & Childcare & Pet Haircuts, Hygiene, Tuition, Books & Postage/Banking Babysitting Care: Eyecare, Meds GLS Repay: \$90.00 \$75.00 \$0.00 \$ -\$15.00 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on \$ 1,946.00 the Stastical of Summary of Certain Liabilities and Related Data. 19. Describe any increase/decrease in expenditures anticipated to occur within the year following the filing this document: None \$ 2,010.92 20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I \$1,946.00 b. Average monthly expenses from Line 18 above c. Monthly net income (a. minus b.) \$ 64.92

d. Total amount to be paid into plan monthly

Record #: 344567

\$ 550.00

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

### 01 INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	
2008: \$14 448 2007: \$61,028 2006: \$31,095	Employment	
Spouse		
AMOUNT	SOURCE	

## Document Page 26 of 42 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

STATEMENT OF FINANCIAL AFFAIRS				
Spouse				
AMOUNT	SOURCE			
2008: \$ 117 2007: \$2,500 2006: \$8,157	Employment			
22. INCOME OTHER THAN FROM	EMPLOYMENT OR OPERATION OF BU	SINESS:		
he two years immediately precedin spouse separately. (Married debtors	d by the debtor other than from employme g the commencement of this case. Give pa s filing under chapter 12 or chapter 13 mus arated and a joint petition is not filed.)	articulars. If a joint petition is filed, state in	come for each	
AMOUNT	SOURCE			
Spouse				
AMOUNT	SOURCE			
03. PAYMENTS TO CREDITORS:				
Complete a. or b. as appropriate, ar	nd c.			
	R(S) WITH PRIMARILY CONSUMER DEEd to the state of the sta	oceeding the commencement of this case	if the aggregate	
value of all property that constitutes hat were made to a creditor on acc an approved nonprofit budgeting an	ount of a domestic support obligation or as d creditor counseling agency. (Married de whether or not a joint petition is filed, unle	ebtors filing under chapter 12 or chapter 1	3 must include	

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

X

b. DEBTOR WHOSE DEBTS ARE NOT PRIMARILY CONSUMER DEBTS: List each payment or other transfer to any creditor made with 90 days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000 (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by each or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Dates of Payment/Transfers Amount Paid or Value of Transfers

Still Owing



c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor

**Dates** 

Amount Paid or Value of

Amount

& Relationship to Debtor

of Payments

Transfers

Still Owing

NONE X

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF** SUIT AND CASE NUMBER

NATURE **PROCEEDING** 

COURT OF AGENCY AND LOCATION **STATUS** OF

DISPOSITION

NONE



04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized

Date of Seizure Description and Value of Property



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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

X

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller

Date of Repossession, Foreclosure Sale, Transfer or Return

Description and Value of Property

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Assignee

Date of Assignment

Terms of Assignment or Settlement

NONE X

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Custodian Name & Location of Court Case Title & Number

Date of Order

Description and Value of Property

NONE

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person

Relationship to Debtor,

Date of

Description and Value of Gift

Organization

If Any

Gift

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

NONE

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property

Description of Circumstances and, if Loss Was Covered in Whole or in Part by Insurance, Give Particulars

Date of Loss

09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or Description and Value of Property

Law Office of Peter Francis Geraci 55 E. Monroe Street #3400

Chicago, IL 60603

Payment/Value: 2,500.00

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor Amount of Money or description and Value of Property

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227 2008 \$50.00

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

#### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Transferee, Relationship to Debtor

Date

Describe Property Transferred and

Value Received

10/2007

2001 Suzuki GXR 1000 \$5,000.00

#### \*No relation to Debtors

Ricardo Cruz\*

NONE

10b. List all property transferred by the debtor within ten (10) years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

Name of Trust or other Device

Date(s) of Transfer(s) Amount and Date of Sale or Closing

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filling under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution

Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository

Names & Addresses of Those With Access to Box or depository

Description of Contents

Date of Transfer or Surrender, if Any

## Document Page 31 of 42 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

	STATEMENT OF FIN	ANCIAL AFFAIRS	
13. SETOFFS:			
of this case. (Married debtors filing und	cluding a bank, against a debt or deposit er chapter 12 or chapter 13 must include louses are separated and a joint petition i	information concerning either or both sp	
Name and Address	Date	Amount	
of Creditor	of Setoff	of Setoff	
14. LIST ALL PROPERTY HELD FOR List all property owned by another pers			
Name and Address	Description and	Location	
	Description and	Location	
of Owner	Value of Property	of Property	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S) If debtor has moved within three (3) yes occupied during that period and vacate	Value of Property	ement of this case, list all premises which	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S)  If debtor has moved within three (3) year	Value of Property  The state of Property  The state of Property  The state of Property  The state of Property	ement of this case, list all premises which	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S) If debtor has moved within three (3) yes occupied during that period and vacate	Value of Property  Trans immediately preceding the commence of prior to the commencement of this case	ement of this case, list all premises which e. If a joint petition is filed, report also any	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S)  If debtor has moved within three (3) yes occupied during that period and vacate of either spouse.	Value of Property  Trans immediately preceding the commence of prior to the commencement of this case.  Name	ement of this case, list all premises which e. If a joint petition is filed, report also any Dates of	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S) If debtor has moved within three (3) yes occupied during that period and vacate of either spouse.  Address  953 Ridgefield Ln	Value of Property  ars immediately preceding the commence of prior to the commencement of this case of the commencement of the case of the	ement of this case, list all premises which e. If a joint petition is filed, report also and Dates of Occupancy	
of Owner  15. PRIOR ADDRESS OF DEBTOR(S) If debtor has moved within three (3) yes occupied during that period and vacate of either spouse.  Address  953 Ridgefield Ln Wheeling, IL 60090  16. SPOUSES and FORMER SPOUSE If the debtor resides or resided in a con Louisiana, Nevada, New Mexico, Puert	Value of Property  ars immediately preceding the commence of prior to the commencement of this case of the commencement of the case of the	ement of this case, list all premises which it is a joint petition is filed, report also any Dates of Occupancy  04/2003 - 07/2006  In territory (including Alaska, Arizona, Call) within eight (8) years immediately prec	y separate address lifornia, Idaho, eding the

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

## STATEMENT OF FINANCIAL AFFAIRS

X

17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice I aw

NONE

17b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

Environmental Site Name Name and Address Date of Notice and Address of Governmental Unit

NONE

17c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

Name and Address of Docket Status of Disposition Governmental Unit Number

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## **UNITED STATES BANKRUPTCY COURT** NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

## STATEMENT OF FINANCIAL AFFAIRS

NONE
v

#### 18 NATURE, LOCATION AND NAME OF BUSINESS

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six (6) years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six (6) years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six (6) years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six (6) years immediately preceding the commencement of this case.

_	Name & Last Four Digits of Soc. Sec. No./Complete EIN or Other TaxPayer I.D. No.	Address	Nature of Business	Beginning and Ending Dates
<del>-</del>	b. Identify any business listed in subcontrol.  Name	division a., above, that is "single asset real  . Address	estate" as defined in 11 USC 101.	
-	Name	Address		
<del>-</del>	has been, within six years immediatel executive, or owner of more than 5 pe	y preceding the commencement of this case	on or partnership and by any individual deb se, any of the following: an officer, director, corporation; a partner, other than a limited ctivity, either full- or part-time.	managing

NONE

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. BOOKS, RECORDS AND FINANCIAL STATEMENTS:

List all bookkeepers and accountants who within two (2) years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

Name	Dates Services
and Address	Rendered



# Document Page 34 of 42 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

	STATEMENT OF FIN	ANUIAL AFFAIRS
	s who within two (2) years immediately preceding red a financial statement of the debtor.	the filing of this bankruptcy case have audited the books of
	·	Dates Services
Name	Address	Rendered
	s who at the time of the commencement of this case ks of account and records are not available, expla	se were in possession of the books of account and records in.
Name	Address	
Name	Addiess	
9d. List all financial institution	is, creditors and other parties, including mercantile	e and trade agencies, to whom a financial statement was
ssued by the debtor within two	o (2) years immediately preceding the commencer	nent of this case.
Name and	Date	
	La constant	
Address	Issued	
20. INVENTORIES	ventories taken of your property, the name of the	person who supervised the taking of each inventory, and
20. INVENTORIES  ist the dates of the last two in the dollar amount and basis of the dollar amount amount and basis of the dollar amount amou	ventories taken of your property, the name of the	Dollar Amount of Inventory
20. INVENTORIES  ist the dates of the last two in the dollar amount and basis of	ventories taken of your property, the name of the each inventory.	
0. INVENTORIES  ist the dates of the last two in ne dollar amount and basis of  Date  of	ventories taken of your property, the name of the each inventory.  Inventory	Dollar Amount of Inventory (specify cost, market of other
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of the dollar amount amount and basis of the dollar amount a	ventories taken of your property, the name of the each inventory.  Inventory	Dollar Amount of Inventory (specify cost, market of other basis)
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of the date of the last two in the dollar amount and basis of the dollar amount and basis of the last two in last two in last the last two in last two i	eventories taken of your property, the name of the each inventory.  Inventory  Supervisor	Dollar Amount of Inventory (specify cost, market of other basis)
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of the dollar amount amount and basis of the dollar amount a	ventories taken of your property, the name of the each inventory.  Inventory  Supervisor  of the person having possession of the records of	Dollar Amount of Inventory (specify cost, market of other basis)
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of the dollar amount and address of the dollar amount and the dollar amount and the dollar amount and basis of the dollar amount amount and basis of the dollar amount a	Inventories taken of your property, the name of the each inventory.  Inventory  Supervisor  of the person having possession of the records of Name and Addresses of Custodian	Dollar Amount of Inventory (specify cost, market of other basis)  each of the inventories reported in a., above.
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of Date of Inventory  D. List the name and address of Date of Inventory	Inventories taken of your property, the name of the each inventory.  Inventory  Supervisor  of the person having possession of the records of Name and Addresses of Custodian of Inventory Records	Dollar Amount of Inventory (specify cost, market of other basis)  each of the inventories reported in a., above.
20. INVENTORIES  List the dates of the last two in the dollar amount and basis of Date of Inventory  D. List the name and address of Date of Inventory	Inventories taken of your property, the name of the each inventory.  Inventory  Supervisor  of the person having possession of the records of Name and Addresses of Custodian of Inventory Records  OFFICERS, DIRECTORS AND SHAREHOLDERS	Dollar Amount of Inventory (specify cost, market of other basis)  each of the inventories reported in a., above.

# Document Page 35 of 42 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

	3.7Z.III.Z.II.	FINANCIAL AFFAIRS	
21. CURRENT PARTNERS, OFFICE	ERS, DIRECTORS AND SHAREHOL	DERS:	
a. If the debtor is a partnership, list na	ature and percentage of interest of ea	ch member of the partnership.	
Name	Nature	Percentage of	
and Address	of Interest	Interest	
·	all officers & directors of the corpora	ion; and each stockholder who directly or indirectly owns ration.	i,
Name		Nature and Percentage of	
and Address	Title	Stock Ownership	
		ERS: nterest of each member of the partnership.	
f the debtor is a partnership, list the r  Name  22b. If the debtor is a corporation, list	Address all officers, or directors whose relation	nterest of each member of the partnership.  Date of	
f the debtor is a partnership, list the r  Name  22b. If the debtor is a corporation, list	Address all officers, or directors whose relation	nterest of each member of the partnership.  Date of  Withdrawal	
f the debtor is a partnership, list the r  Name  22b. If the debtor is a corporation, list mmediately preceding the commence	Address all officers, or directors whose relation	nterest of each member of the partnership.  Date of Withdrawal  nship with the corporation terminated within one (1) year	
f the debtor is a partnership, list the r  Name  22b. If the debtor is a corporation, list mmediately preceding the commence Name and Address	Address  all officers, or directors whose relationsement of this case.  Title	nterest of each member of the partnership.  Date of Withdrawal  Inship with the corporation terminated within one (1) year  Date of Termination	
Name  Name  22b. If the debtor is a corporation, list mmediately preceding the commence Name and Address  23. WITHDRAWALS FROM A PARTI	Address  Address  all officers, or directors whose relationsement of this case.  Title  NERSHIP OR DISTRIBUTION BY A reation, list all withdrawals or distributions.	nterest of each member of the partnership.  Date of Withdrawal  Inship with the corporation terminated within one (1) year  Date of Termination	
Name  22b. If the debtor is a corporation, list mmediately preceding the commence Name and Address  23. WITHDRAWALS FROM A PARTI	Address  Address  all officers, or directors whose relationsement of this case.  Title  NERSHIP OR DISTRIBUTION BY A reation, list all withdrawals or distributions.	Date of Withdrawal  Date of Withdrawal  Date of Withdrawal  Date of Termination  COPORATION:  Institute of the partnership.  Date of the partnership.	

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF FINANCIAL AFFAIRS

X

24. TAX CONSOLIDATION GROUP:

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within six (6) years immediately preceding the commencement of the case

Name of Parent Corporation Taxpayer

Identification Number (EIN)

NONE

25. PENSION FUNDS:

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within six (6) years immediately preceding the commencement of the case.

Name of Pension Fund TaxPayer

Identification Number (EIN)

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 04/15/2008 /s/ Genaro Barraza

Genaro Barraza

X Date & Sign

Dated: 04/15/2008 /s/ Rosanne Horrall

Rosanne Horrall

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18
U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

### STATEMENT OF INTENTION

- 1. Debtor(s) have filed a schedule of assets/liabilities including consumer debts secured by property of the estate.
- 2. Debtor(s) intention with respects to their property of the estate which secures those consumer debts is as follows:
- Debtor(s) understand that 521(2)(B) of the Bankruptcy Code requires that the below stated intentions must be performed within 45 days of filing.

**Description of Property Creditor's Name** Intention PROPERTY TO BE RETAINED BOA - 2005 Nissan Altima (over 30,000 miles) Reaffirm 524 (c) **Bank of America Bankruptcy Department** PO Box 538625 Atlanta GA 30353 PROPERTY TO BE SURRENDERED 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Surrender America's Servicing Co./ASC Residence) ((SURRENDER)) Bankruptcy Department PO Box 37297 Baltimore MD 21297 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's Surrender **County Clerk of Kane County** Residence) ((SURRENDER)) Kane County Courthouse 719 S. Batavia Geneva IL 60134 Surrender 6795 Slate Dr. Carpentersville, IL 60110 (Debtor's **Green Point Mortgage** Attn: Bankruptcy Dept. Residence) ((SURRENDER)) PO Box 1093

\*524(c): Debt will be reaffirmed pursuant to Sec. 524(c)

\*722: Property is claimed as exempt and will be redeemed pursuant to Sec. 722

#### I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 04/15/2008 /s/ Genaro Barraza

Genaro Barraza

Branford CT 06405

/s/ Rosanne Horrall

X Date & Sign

X Date & Sign

Dated:

04/15/2008

Rosanne Horrall

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Attorney for Debtor: Mark E Levine

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$210,000	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$14,718	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$240,168	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$179,800	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,011
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$1,946
TOTALS			\$ 224,718 TOTAL ASSETS	\$ 419,968 TOTAL LIABILITIES	

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Mark E Levine

## STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 25,100.00
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 25,100

### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,010.92
Average Expenses (from Schedule J, Line 18)	\$ 1,946.00
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 4,867.52

### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 5,300.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 179,800.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 185,100.00

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza and Rosanne Horrall, Debtors

Bankruptcy Docket #:

Attorney for Debtor: Mark E Levine

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	04/15/2008	/s/ Genaro Barraza	X Date & Sign	
		Genaro Barraza	4	
Dated:	04/15/2008	/s/ Rosanne Horrall	X Date & Sign	
		Rosanne Horrall		

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Genaro Barraza, and Rosanne Horrall / Debtors

Attorney for Debtor: Mark E Levine

## **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 04/15/2008 /s/ Genaro Barraza

Genaro Barraza

X Date & Sign

Dated: 04/15/2008 /s/ Rosanne Horrall

**Rosanne Horrall** 

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property:

Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

In re

Genaro Barraza and Rosanne Horrall, Debtors

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

#### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

## I (We), the debtor(s), affirm that I (we) have received and read this notice.

/s/ Genaro Barraza Sign & Date Dated: 04/15/2008 Here Genaro Barraza /s/ Rosanne Horrall 04/15/2008 Sign & Date Dated: **Rosanne Horrall** Here /s/ Mark E Levine 04/28/2008 Dated: Attorney: Mark E Levine

Bar No: 6239485

PFG Record # 344567